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BEFORE THE ARIZONA CORPORATION COMMISSION

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**COMMISSIONERS**

KRISTIN K. MAYES, Chairman  
GARY PIERCE  
PAUL NEWMAN  
SANDRA D. KENNEDY  
BOB STUMP

2009 OCT 23 P 3:47

ARIZONA CORPORATION COMMISSION  
SECRET CONTROL

IN THE MATTER OF THE APPLICATION OF  
GLOBAL WATER – PALO VERDE UTILITIES  
COMPANY FOR THE ESTABLISHMENT OF JUST AND  
REASONABLE RATES AND CHARGES FOR UTILITY  
SERVICE DESIGNED TO REALIZE A REASONABLE  
RATE OF RETURN ON THE FAIR VALUE OF ITS  
PROPERTY THROUGHOUT THE STATE OF ARIZONA

DOCKET NO. SW-20445A-09-0077

IN THE MATTER OF THE APPLICATION OF  
VALENCIA WATER COMPANY – GREATER  
BUCKEYE DIVISION FOR THE ESTABLISHMENT OF  
JUST AND REASONABLE RATES AND CHARGES FOR  
UTILITY SERVICE DESIGNED TO REALIZE A  
REASONABLE RATE OF RETURN ON THE FAIR  
VALUE OF ITS PROPERTY THROUGHOUT THE  
STATE OF ARIZONA

DOCKET NO. W-02451A-09-0078

IN THE MATTER OF THE APPLICATION OF  
WILLOW VALLEY WATER CO. FOR THE  
ESTABLISHMENT OF JUST AND REASONABLE  
RATES AND CHARGES FOR UTILITY SERVICE  
DESIGNED TO REALIZE A REASONABLE RATE OF  
RETURN ON THE FAIR VALUE OF ITS PROPERTY  
THROUGHOUT THE STATE OF ARIZONA

DOCKET NO. W-01732A-09-0079

IN THE MATTER OF THE APPLICATION OF  
GLOBAL WATER – SANTA CRUZ WATER COMPANY  
FOR THE ESTABLISHMENT OF JUST AND  
REASONABLE RATES AND CHARGES FOR UTILITY  
SERVICE DESIGNED TO REALIZE A REASONABLE  
RATE OF RETURN ON THE FAIR VALUE OF ITS  
PROPERTY THROUGHOUT THE STATE OF ARIZONA

DOCKET NO. W-20446A-09-0080

IN THE MATTER OF THE APPLICATION OF  
WATER UTILITY OF GREATER TONOPAH FOR  
THE ESTABLISHMENT OF JUST AND REASONABLE  
RATES AND CHARGES FOR UTILITY SERVICE  
DESIGNED TO REALIZE A REASONABLE RATE OF  
RETURN ON THE FAIR VALUE OF ITS PROPERTY  
THROUGHOUT THE STATE OF ARIZONA

DOCKET NO. W-02450A-09-0081

NOTICE OF FILING RESPONSE TO  
“COPANEWS” ARTICLES

Arizona Corporation Commission

DOCKETED

OCT 23 2009

DOCKETED BY

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1 IN THE MATTER OF THE APPLICATION OF  
2 VALENCIA WATER COMPANY – TOWN DIVISION  
3 FOR THE ESTABLISHMENT OF JUST AND  
4 REASONABLE RATES AND CHARGES FOR UTILITY  
5 SERVICE DESIGNED TO REALIZE A REASONABLE  
6 RATE OF RETURN ON THE FAIR VALUE OF ITS  
7 PROPERTY THROUGHOUT THE STATE OF ARIZONA

DOCKET NO. W-01212A-09-0082

**NOTICE OF FILING RESPONSE TO  
“COPANEWS” ARTICLES**

8 Global Water – Palo Verde Utilities Company, Global Water – Santa Cruz Water  
9 Company, Valencia Water Company – Town Division, Valencia Water Company – Greater  
10 Buckeye Division, Water Utility of Greater Tonopah and Willow Valley Water Co. (collectively,  
11 the “Global Utilities”) provide notice of filing the two attached letters. These letters are being  
12 submitted to correct erroneous statements in articles on the “CopaNews.com” website or the  
13 related *Maricopa Communicator* newspaper.

14 An article dated August 19, 2009 stated that unnamed Post Office officials claim that the  
15 Global Utilities have mislabeled customer bills, allegedly resulting in delayed deliveries. The  
16 Global Utilities investigated these allegations and found that they are baseless. Attached as  
17 Exhibit 1 is a letter from the Mr. David W. Galbraith, Postmaster of the Maricopa Post Office,  
18 stating that the statements in the article are “incorrect information” and that he is not aware of any  
19 issues impacting delivery of the Global Utilities’ bills.

20 A letter to the editor dated August 20, 2009 by Mr. Edward A. Filburn alleged that the  
21 Global Utilities dumped sewage into a drainage ditch. That allegation is without any basis.  
22 Attached as Exhibit 2 is a letter from Mr. Filburn stating that he “I completely retract the  
23 statements I made in the August 20, 2009.”  
24  
25  
26  
27

1 RESPECTFULLY SUBMITTED this 23<sup>rd</sup> day of October 2009.

2 ROSKA DEWULF & PATTEN, PLC

3  
4  
5 By  *for Tim Sabo*

6 Michael W. Patten

7 Timothy J. Sabo

8 One Arizona Center

9 400 East Van Buren Street, Suite 800

10 Phoenix, Arizona 85004

11 *Attorneys for Global Utilities*

12 Original <sup>21</sup>+13 copies of the foregoing  
13 filed this 23<sup>rd</sup> day of October 2009, with:

14 Docket Control

15 Arizona Corporation Commission

16 1200 West Washington

17 Phoenix, AZ 85007

18 Copies of the foregoing hand-delivered/mailed  
19 this 23<sup>rd</sup> day of October 2009, to:

20 Lyn A. Farmer, Esq.

21 Chief Administrative Law Judge

22 Hearing Division

23 Arizona Corporation Commission

24 1200 West Washington

25 Phoenix, AZ 85007

26 Janice Alward, Esq.

27 Chief Counsel, Legal Division

Arizona Corporation Commission

1200 West Washington

Phoenix, AZ 85007

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Director, Utilities Division

Arizona Corporation Commission

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Daniel W. Pozefsky, Esq.

Chief Counsel,

Residential Utility Consumer Office

1110 West Washington Street, Suite 220

Phoenix, AZ 85007

Greg Patterson

Water Utility Association of Arizona

916 West Adams, Suite 3

Phoenix, AZ 85007

By 

# Exhibit

"1"

ARIZONA DISTRICT



September 21, 2009

Mr. Ed Borromeo, General Manager  
Global Water – Santa Cruz Water Company  
Global Water – Palo Verde Utilities Company  
21410 N. 19<sup>th</sup> Avenue, Suite 201  
Phoenix, AZ 85027-2758

RE: Article About Global Water in *The Communicator*, issue August 19 – September 1 2009

Dear Mr. Borromeo:

This letter is to set the record straight that information regarding alleged problems with the delivery of Global Water bills referenced in the August 19, 2009 edition of Maricopa's *The Communicator* newspaper was inaccurate.

Specifically, the article stated that Global Water printed incorrect barcodes on bills, implying that was a cause of delayed delivery of those bills. Additionally, it was stated by a Post Office supervisor that it "took a while to get Global Water to correct the miscoding".

These statements are inaccurate. I am unaware of any issues at any time regarding the barcodes printed on Global Water bills or notices. I am also unaware of any issues involving the Postal Service's handling of the bills that would validate any reports of delays in delivery of Global Water's mailings.

Please accept my apologies that this incorrect information appeared in the local newspaper, and for any inconvenience it may have caused.

Sincerely,

A handwritten signature in dark ink, appearing to read "David W. Galbraith".

David W. Galbraith  
Postmaster, Maricopa Post Office

cc: Manager, Post Office Operations – Arizona District

44920 HATHAWAY AVENUE  
MARICOPA, AZ 85239-9998  
520-568-2841  
FAX: 520-568-2557

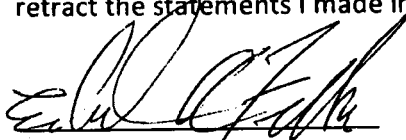
**Exhibit**

**"2"**

Date: 8-24-09

To Whom It May Concern:

On August 20, 2009, in a letter to the editor of the Copanews, I made certain, specific allegations against Global Water. After additional reflection on my statements, I completely retract the statements I made in the August 20, 2009 letter.



Edward A. Filburn